Attorney Docket No. 22660-1025 DIV 2

CERTIFICATE OF MAILING

I hereby certify that this paper is being deposited with the U.S. Postal Service as first class mailing and welope addressed to: Commissioner for Patents, Office of Initial Patent Examination, Customer Service Center, Oracle Washington, D.C. 20231, on June 26, 2001. Pack of Mailing And Service Center, Oracle Mailing And Service Center, O

Rachel Hernandez

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

: Group Art Unit:

1655

McMillan et al.

09/808,706

: Examiner:

not assigned

Application No:

: Customer No.:

25213

Filed:

March 14, 2001

: REQUEST FOR CORRECTED

FILING RECEIPT

For:

METHOD FOR QUANTITATIVE ANALYSIS OF A NUCLEIC ACID

AMPLIFICATION REACTION

Commissioner for Patents Office of Initial Patent Examination Customer Service Center Washington, D.C. 20231

Dear Sir:

Enclosed is a copy of the Official Filing Receipt received by Applicants in the above-referenced application. Applicants hereby request a Corrected Filing Receipt to correct the following:

X Correct the spelling of the third and joint inventor name from David A. Brokholder to **DAVID A. BORKHOLDER**.

This was due to a Patent Office error, therefore no fee is due with this communication. The Commissioner is authorized to charge any fees and to credit any overpayment of fees which may be required under 37 C.F.R. §1.16 and §1.17, to Deposit Account No. 08-1641, referencing Docket No. 22660-0025 DIV 2. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

William Schmonsees

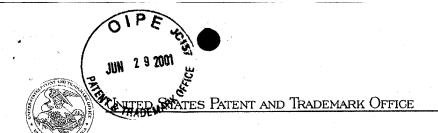
Registration No. 31,796

Heller Ehrman White & McAuliffe LLP

275 Middlefield Road

Menlo Park, CA 94025-3506 Direct Dial: (650) 324-7041

Facsimile: (650) 324-0638 Date: June **26**, 2001



AUG 2 4 2001

UNITED STATES PATENT AND TRADEMARK OFFICE

WASHINGTON, D.C. 20231 www.uspto.gov

ATTY.DOCKET.NO DRAWINGS APPLICATION NUMBER FILING DATE GRP ART UNIT FIL FEE REC'D TOT CLAIMS IND CLAIMS 22660-0025 √ 03/14/2001 **√** 09/808.706 **√**1655 427

RECEIVED

JUN 1 3 2001

HEWM LLP - P.A.

CONFIRMATION NO. 6375

FILING RECEIPT *OC000000006168547

Date Mailed: 06/11/2001

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER. FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

William Schmonsees

275 Middlefield Road

Heller Ehrman White & McAuliffe

Menlo Park, CA 94025-3506

√William A. McMillan, Cupertino, CA; Lee A. Christel, Palo Alto, CA; David-A. Brokholder, San Jose, GA; David A. BORKHOLDER, San Jose, CA; √Steven J. Young, Los Gatos, CA;

Assignment For Published Patent Application

Cepheid:

Domestic Priority data as claimed by applicant

✓ THIS APPLICATION IS A DIV OF 09/562,195 05/01/2000

Foreign Applications

If Required, Foreign Filing License Granted 06/11/2001

Projected Publication Date: 11/01/2001

Non-Publication Request: No

Early Publication Request: No

** SMALL ENTITY **

Title

✓ Method for quantitative analysis of a nucleic acid amplification reaction

Preliminary Class

435

Data entry by : ASGEDOM, GENET

Team: OIPE

Date: 06/11/2001

LICENSE FOR FOREIGN FILING UNDER Title 35, United States Code, Section 184 Title 37, Code of Federal Regulations, 5.11 & 5.15

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in-any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).

PLEASE NOTE the following information about the Filing Receipt:

- The articles such as "a," "an" and "the" are not included as the first words in the title of an application. They are considered to be unnecessary to the understanding of the title.
- The words "new," "improved," "improvements in" or "relating to" are not included as first words in the title of an application because a patent application, by nature, is a new idea or improvement.
- The title may be truncated if it consists of more than 500 characters (letters and spaces combined).
- The docket number allows a maximum of 25 characters.
- If your application was submitted under 37 CFR 1.10, your filing date should be the "date in" found on the Express Mail label. If there is a discrepancy, you should submit a request for a corrected Filing Receipt along with a copy of the Express Mail label showing the "date in."
- The title is recorded in sentence case.

Any corrections that may need to be done to your Filing Receipt should be directed to:

Assistant Commissioner for Patents Office of Initial Patent Examination Customer Service Center Washington, DC 20231